

# **EXHIBIT 3**

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**From:** Brown, Nancy A <BrownN@SEC.GOV>  
**Sent:** Wednesday, April 24, 2019 1:52 PM  
**To:** mberkovits@cooley.com  
**Cc:** Bromberg, Katherine; Daniels, Jon  
**Subject:** RE: SEC v. Honig -- Ladd RFPs

I agree that your request is deemed served on April 23, 2019, that you have not agreed to modify it in light of our conversation yesterday and that you will have our response on May 23, 2019.  
Thank you.

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**From:** Berkovits, Michael <mberkovits@cooley.com>  
**Sent:** Wednesday, April 24, 2019 2:07 PM  
**To:** Brown, Nancy A <BrownN@SEC.GOV>  
**Cc:** Lee, Randall R. <randall.lee@cooley.com>; Osnato, Michael J. <Michael.Osnato@stblaw.com>; DENNIS RICHARD (dennis@richardandrichard.com) <dennis@richardandrichard.com>; MELISSA MACKIEWICZ <Melissa@richardandrichard.com>; James Sallah <jds@sallahlaw.com>; Joshua Katz <jak@sallahlaw.com>; msommer@wsgr.com; Chandrasekhar, Charu <ChandrasekharC@SEC.GOV>; Paley, Michael D. <PaleyM@SEC.GOV>; Bromberg, Katherine <BrombergK@SEC.GOV>; Daniels, Jon <danielsj@SEC.GOV>; Johnstone, Chris <Chris.Johnstone@wilmerhale.com>; Patel, Anar Rathod <apatel@stblaw.com>; Morvillo, Greg <gmorvillo@orrick.com>; gcanellos@milbank.com; Lloret, Nicole <nlloret@orrick.com>  
**Subject:** SEC v. Honig -- Ladd RFPs

Nancy,

I write to memorialize our discussions regarding Defendant Robert Ladd's request for production of documents, which we served on April 17, 2019. Although you had previously disputed that our document requests had been properly served because you took the position that the Rule 26(f) conference had not concluded, you agreed during our April 23 call that the Rule 26(f) conference had officially concluded and that Mr. Ladd's requests for production are now deemed served. Accordingly, the deadline for the SEC to respond to Mr. Ladd's requests for production is May 23.

Regards,  
Michael

**Michael J. Berkovits**

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